

**REMARKS/ARGUMENTS**

Claims 1-12 are pending.

Claims 1-12 were rejected under 35 U.S.C. Section 103 for obviousness in view of Klauser et al. and the definition of “downward compatibility” taken from Microsoft Press’ “Computer Dictionary.”

An interview was conducted between the examiner and inventor Uht and the undersigned on May 3, 2006. It is noted with appreciation that an agreement was reached as to claim language that seemed to overcome the art of record. The claims have been amended accordingly.

Claim 1 recites in part “predicate assignment means for detecting the beginning and the end of a branch domain of original machine code based solely on said original machine code.” Klauser clearly does not teach this recited limitation. Klauser clearly requires the incorporation of markers (“information provided by compiler or link-time transformations”) in order to identify branches. *Klauser, column 2, first paragraph, see also the last paragraph*. By contrast, claim 1 recites “detecting the beginning and the end of a branch domain of original machine code based solely on said original machine code.” Klauser does not teach “detecting ... based on said original machine code.”

Independent claims 5 and 9 recite similar limitations.

The Section 103 rejection of claims 1-12 is believed to be overcome.

Appl. No. 09/838,678  
Amdt. sent May 5, 2006  
Amendment under 37 CFR 1.116 Expedited Procedure  
Examining Group 2183

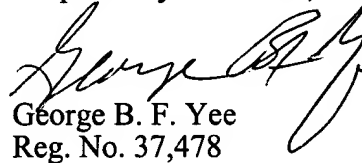
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**CONCLUSION**

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance and an action to that end is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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